GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PUBLIC SERVICES- HOME DEPARTMENT – Initiation of Disciplinary proceedings against Sri Sk.Alla Bakash, Addl. Commandant, 2nd Bn., APSP now retired - Departmental action under Rule 9 (2) (a) of the A.P. Revised Pension Rules, 1980 – Article of charge – issued.

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HOME (SERVICES-I) DEPARTMENT

G.O.RT.No. 1174 **Dated: 15-11-2024**

Read the following:-

1) From the DGP, AP, Mangalagiri, Lr.Rc.No.91/O4/2022, Dt:19.02.2022 & 01.05.2024
2) G.O Ms No.140 Home (Ser.I) Dept., dated:15.11.2024.

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ORDER:

In the reference 2nd read above, Government have accorded sanction under Rule 9(1) and (2) clause (a)&(b) of revised pension Rules, 1980 to initiate departmental proceedings against Sri Sk.Alla Bakash, Addl. Commandant, 2nd Bn., APSP now retired has failed to comply with requirements of APCS (Conduct) Rules,1964 while purchasing a house site in the name of his wife Smt Haseena in the year 2019 and submitted his annual property return statements as nil by suppressing the facts during the years ending i.e., 31.12.2019 & 31.12.2020.

2. The substance of the imputations of misconduct or misbehavior in respect of which the inquiry is proposed to be held is set out in the enclosed statement of Article of charge (Annexure I). A statement of the imputations of misconduct or misbehavior in support of each articles of charge is enclosed (Annexure – II). A list of documents by which, and a list of witnesses by whom, the article of charges are proposed to be sustained are also enclosed (Annexure III and IV).

3. Sri Sk.Alla Bakash, Addl. Commandant, 2nd Bn., APSP now retired is directed to submit within 15 days of the receipt of this memorandum a written statement of his defense and also to state whether be desired to be heard in person.

4. Sri Sk.Alla Bakash, Addl. Commandant, 2nd Bn., APSP now retired is informed that an inquiry will be held only in respect of those Articles of Charge are not admitted. He should therefore specifically admit or deny each Articles of Charge.

5. Sri Sk.Alla Bakash, Addl. Commandant, 2nd Bn., APSP now retired is further informed that if he does not submit his written statement of defense on or before the date of specified in Para 3 above, further action will be processed based on the material available.

6. Attention of Sri Sk.Alla Bakash, Addl. Commandant, 2nd Bn., APSP now retired is invited to Rule 24 of the Andhra Pradesh Civil Service (conduct) Rules 1964 and under which no Govt. Servant shall bring or attempt to bring any extraneous influence to bear upon any authority for the furtherance of his interests. If any representation is received in his behalf from another person in respect of any matter dealt with in these proceedings, it will be presumed that Sri Sk.Alla Bakash, Addl. Commandant, 2nd Bn., APSP now retired is aware of such a representation and that it has been made at his instance and action will be taken against him for violating of rule of the Andhra Pradesh Civil Services (Conduct) Rules, 1964. The receipt of the Government order may be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

KUMAR VISHWAJEET
PRINCIPAL SECRETARY TO GOVERNMENT

Encl:- (Annexure I to IV)
To
Sri Sk.Alla Bakash, Addl. Commandant, 2 nd Bn., APSP now retired
through the DGP, AP, Mangalagiri.
Copy to:-
The DGP, AP, Mangalagiri (with a request to cause its service on the individual and return the dated acknowledgement copy to the same).
The PS to Principal Secretary to Government, Home Department.
The OSD to Hon'ble Min (Home).
SF/SC.

// FORWARDED:: BY ORDER //

SECTION OFFICER

ANNEXURE-1

Statement of Article of Charges framed against Sri Sk. Alla Bakash, Addl. Commandant, APPA formerly Addl. Commandant, 2nd Bn., APSP, Kurnool

Sri Sk. Alla Bakash, Addl. Commandant, APPA formerly Addl. Commandant, 2nd Bn., APSP, Kurnool, while submitting his annual property returns for the years ending 31-12-2019 and 31-12-2020, mentioned as "Nil" in the annexure-l although he had purchased a house site in the name of his wife Smt. Haseena in the year 2019. Further he intentionally tampered with the date on the Indian Non-Judical Stamp and thereby misled the superior authorities.

Thus, the Charged Officer has exhibited gross misconduct, lack of devotion to duty and integrity and behaved in a manner unbecoming of a Government servant despite being a member of the disciplined force like Police. Thus he has violated Rules 3 (1) and 3 (2) of APCS (Conduct) Rules, 1964.

Hence the Charge.

KUMAR VISHWAJEET
PRINCIPAL SECRETARY TO GOVERNMENT

ANNEXURE-II

Statement of Article of charge framed against Sri Sk. Alla Bakash, Addi. Commandant, APPA formerly Addl. Commandant, 2nd Bn., APSP, Kurnool

Article-1:

Sri Sk. Alla Bakash, herein after called as Charged Officer working as Additional Commandant, 2nd Bn. since Nov. 2016, had failed to comply with the requirements of Rule 9 (7) of APCS (Conduct) Rules, 1964 as stated below

The Charged Officer had submitted his annual property return statements for the years ending 31.12.2019 & 31.12.2020 wherein he had mentioned 'nil' in the Annexure- I although he had purchased a house site in the name of his wife Smt. Haseena in the year 2019.

From the above, it is clear that the Charged Officer has committed misconduct while submitting his annual property returns for the years ending 31.12.2019 & 31.12.2020.

Thus he has shown conduct unbecoming of a Govt. Servant and failed to maintain absolute integrity, discipline and a sense of propriety and he has thereby violated Rules 3(1) and 3(2) of APCS (Conduct) Rules, 1964.

Article-II:

Sri Sk. Alla Bakash, Addi. Commandant, APPA formerly Addl. Commandant, 2nd Bn, APSP, Kurnool, deliberately with a malafide intention tampered with the date on the Indian Non-Judicial stamp paper is 18-08-2019 though it was sold on 18-03-2023 and thereby deceived the superior authorities i.e., HoPF, AP with a criminal intention in his reply to the Charge Memo given by the officer.

After going through statements and connected records, it is observed that Sri Abdul Lateef, brother of Sk. Haseena, (W/o Charged Officer) who made gift deed to his sister stated that the Stamp paper was taken in Hyderabad from Ms. K. Laxmi, Stamp Vendor for Rs. 100 value Non-Judicial Stamp paper bearing No. AT 072054 It was S.No. 3031 as per the entry made in the Sale register book on 18-03-2023.

Smt. Kattera Laxmi, Stamp vendor stated that on 18-03-2023, Sri Abdul Lateef, S/o Late Abdul Sameed came to their shop and purchased Rs. 100 Non Judicial stamp, serial No.3031 on dt: 18-03-2023. Its serial number is 072054. Abdul Lateef has not purchased any Stamp paper from their shop on 18-08-2019.

Sri Chouhan Sharaf Naveen Kumar, S/o Sri C.S. Nagaraja Rao who is the childhood friend of Abdul Lateef as well as witness named on Notary Stamp paper stated that on 18-03-2023, they signed on Non-Judicial Stamp paper worth Rs. 100 S1 No. AT 072054.

From the above, it is clearly revealed that the Charged Officer intentionally tampered with the date on the Indian Non Judicial Stamp and thereby misled the superior authorities.

Thus he has shown conduct unbecoming of a Govt Servant and failed to maintain absolute integrity, discipline and a sense of propriety and he has thereby violated Rules 3(1) and 3(2) of APCS (Conduct) Rules, 1964.

Hence the charges

KUMAR VISHWAJEET
PRINCIPAL SECRETARY TO GOVERNMENT

Annexure-III

List of documents by which the articles of charge framed against Sn Sk. Alla Bakash, Addl. Commandant, APPA formerly Addl. Commandant, 2nd Bn.. APSP, Kurnool are proposed to be sustained.

1) Letter Rc.No. 157/G/2021-22 dt. 12-01-2022 of the DIG-III, APSP Bns., Kurnool.
2) Letter Rc. No.68/Camp/2021 dt: 10-01-2022 of Commandant, 2nd Bn, APSP, Kurnool.
3) Purchase of house site documents dt. 01-10-2019.
4) Annual property return for the year ending 31-12-2019 of Sri Sk. Alla Bakash, Addi Commandant, APPA formerly Addl. Commandant, 2nd Bn, APSP, Kurnool submitted to the Commandant, 2nd Bn., APSP vide his letter Rc. No.35/Addl.CMT/2019 dt: 09-01-2020.
5) Annual property return for the year ending 31-12-2020 of Sri Sk. Alla Bakash, Addl. Commandant 2nd Bn., APSP submitted to the Commandant, 2nd Bn., APSP vide his letter Rc. No.35/Addl.CMT/2020-21 dt 11-01-2021.
6) APSP Head Office Circular Memorandum Rc. No A3/814/2023 dt. 10-08-2023 to Commandant, 14 th Bn., APSP, Anantapuramu.

In addition to the above, any other document found to be necessary during the course of enquiry will be added.

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PRINCIPAL SECRETARY TO GOVERNMENT

Annexure-IV

List of witnesses by whom the articles of charges framed against Sri Sk. Alla Bakash, Addl. Commandant, APPA formerly Addl. Commandant, 2nd Bn., APSP, Kurnool are proposed to be sustained

1) Sri P. Ravi Shankar, Commandant, 2nd Bn., APSP
2) Sri Ch. Venkateswarlu, DIG-III, APSP Bns., Kurnool
3) Sri R. Gangadhara Rao, Commandant, 14th Bn., APSP.
4) Sri T.Ravi Kumar, RI, 2nd Bn., APSP, Kurnool
5) Sri Abdul Lateef, S/o Late Abdul Samad, Gazetted Head Master, Residency at Mancherial.
6) Smt Kattera Lakshmi, W/o K. Akki Reddy, Stamp vendor at Hyderabad.
7) Sri Komakula Ramesh Babu, S/o Shankaraiah, Advocate & Notary Public, at Mancherial, Telangana (State).
8) Sri Rasapally Mannesh, S/o Joseph, Business development Advisor at Mancherial, Telangana (State).
9) Sri Chouhan Sharaf Naveen Kumar, S/o C.S.Nagaraja Rao, at Mancherial, Telangana (State).

In addition to the above, any other witness found to be necessary during the course of enquiry will be examined and his/her statement will be added on behalf of prosecution.

KUMAR VISHWAJEET
PRINCIPAL SECRETARY TO GOVERNMENT